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4 **UNITED STATES DISTRICT COURT**  
5 **DISTRICT OF NEVADA**

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7 Mark A. Smitherman,

8 Plaintiff,

9 v.

10 Experian Information Solutions, Inc., et al,

11 Defendants.

Case No. 2:20-cv-00579-JCM-DJA


**ORDER**

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13 This matter is before the Court on Plaintiff's motion for leave to appear telephonically at  
14 June 8, 2023 settlement conference (ECF No. 69), filed on May 25, 2023. Plaintiff requests that  
15 the Court allow him and his counsel to appear telephonically. Plaintiff indicates his counsel,  
16 Michael Yancey, has a previously-set mediation in another matter for which he must physically  
17 appear. But it is unclear to the Court how Mr. Yancey would be able to participate telephonically  
18 in this settlement conference if he is simultaneously engaging in another. Plaintiff further  
19 indicates that his counsel Tarek Chami is located in Michigan and that Plaintiff has relocated to  
20 Alabama. After review, the Court finds that Plaintiff has not demonstrated good cause for the  
21 requested relief and will therefore deny Plaintiff's motion requesting to participate by telephone.

22 Accordingly,

23 IT IS HEREBY ORDERED that Plaintiff's motion for leave to appear telephonically  
24 (ECF No. 69) is DENIED.

25 DATED: June 1, 2023.

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28 **DANIEL J. ALBREGTS**  
**UNITED STATES MAGISTRATE JUDGE**